



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION V
111 West Jackson Blvd.
CHICAGO, ILLINOIS 60604

141865

REPLY TO ATTENTION OF:

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Jack Molloy
Plant Manager
W. G. Krummrich Plant
Monsanto Chemical Intermediates Co.
Sauget, Illinois 62201

Re: Request for Information,
Sauget Toxic Dump

Dear Mr. Molloy:

The United States Environmental Protection Agency (U.S. EPA), Region V and the Illinois Environmental Protection Agency (IEPA) are jointly requesting certain information on the Sauget Toxic Dump. This request was previously, informally presented to Monsanto at a meeting between company representatives, U.S. EPA and IEPA representatives held at U.S. EPA's Region V offices on March 30, 1982, and is now formally presented with regards to the items enumerated on the attached joint request. Additionally, it has come to both Agencies' attention that the description of certain Monsanto activities at the site was interpreted by the Company and the Agencies during this meeting, therefore, the Agencies believe it is necessary and appropriate to require a formal submittal of this information at this time are in order to avoid further misunderstandings or misinterpretations of each others' purposes and intentions.

Region V of the U.S. EPA and the Illinois EPA are requesting this information in order to properly assess potential as well as actual health or environmental problems associated with the waste handling and disposal practices at the Sauget Toxic Dump. The U.S. EPA requests this information pursuant to Section 1040 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), 42 U.S.C. 9604, and Section 3007 of the Resource Conservation and Recovery Act, 42 U.S.C. §6927; the State of Illinois requests the same information pursuant to Section 4 of the Illinois Environmental Protection Act, Illinois Revised Statutes, Chapter 111 1/2, Section 1004.

The information requested herein must be provided to the U.S. EPA and the IEPA notwithstanding its possible characterization as confidential information. However you may assert a business confidentiality claim to the U.S. EPA covering all or part of the information in the manner described in 40 CFR §2.203(b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent and by the means of the procedures set forth in 40 CFR, Part 2, Subpart B. Any request to U.S. EPA for confidentiality must be made when the information is submitted, since any information not so identified may be made available to the public without further notice. You may also request confidential handling of this information by the IEPA pursuant to Section 7 of the Illinois Environmental Protection Act and applicable regulations.

The written statements submitted pursuant to this request must be verified and submitted under an authorized signature certifying that all statements contained therein are true and accurate to the best of the signatory's knowledge and belief. Moreover, any documents submitted to Region V pursuant to this information request should be certified as true and authentic to the best of the signatory's knowledge and belief. Should the signatory find, at any time after submittal of the requested information, that any portion of the submitted information is false, the signatory should so notify Region V and the IEPA. If any answer certified as true should be found to be untrue, the signatory can and may be prosecuted pursuant to 18 U.S.C. § 1001, or 42 U.S.C. 6927.

If you have any questions regarding this matter, please contact Mr. Thomas Daggett of the USEPA at (312) 886-6729 or Mr. Phil Van Ness of the IEPA at (217) 782-5544. Your response should be sent within 30 days of receipt of this request to either the Waste Management Division, ATTN: Remedial Response Branch, U.S. EPA Region V, 111 W. Jackson Blvd., Chicago, Illinois 60604; or, to William Child, Deputy Manager, Division of Land Pollution Control, Illinois Environmental Protection Agency, 2200 Churchill Road, Springfield, Illinois 62706.

Very Truly Yours,

Basil G. Constantelos, Director
Waste Management Division

Enclosure

cc: William Child, Deputy Manager
Division of Land Pollution Control
Illinois Environmental Protection Agency

Brent Gilhousen, Monsanto Co.

bcc: Dave Stringham, 5HW
Sandra Gardebring, 5CE
Karl Klepitsch, 5HW
Bill Miner, 5HW
David Ullrich, 5CE
Roger Grimes, 5CW
M. H. Clark, 5HT
Tony Holoska, 5HT
Michael O'Toole, 5WQC
Perry Mann, IEPA
Phil Van Ness, IEPA

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THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION V

and the

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

IN THE MATTER OF:

Monsanto Chemical Company,
Sauget Toxic Dump

} Joint Request for Information
} Pursuant to Section 104 of the
} Comprehensive Environmental
} Response, Compensation and
} Liability Act of 1980, 42 U.S.C.
} 9604, and Section 3007 of the
} Resource Conservation and Recovery
} Act, 42 U.S.C. 6927 and Section 4 of
} the Illinois Environmental Protection
} Act, Illinois Revised Statutes,
} Chapter 111 1/2, Section 1004

JOINT REQUEST FOR INFORMATION

This is a joint request by the U.S. Environmental Protection Agency (USEPA) pursuant to its authority under Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9604, and Section 3007 of the Resource Conservation and Recovery Act, 42 U.S.C. 6927, and by the Illinois Environmental Protection Agency (IEPA) pursuant to its authority under Section 4 of the Illinois Environmental Protection Act, Ill. Rev. Stat., 1979, ch. 111 1/2, Section 1004. The information requested relates to a hazardous waste dump known as the SAUGET TOXIC DUMP located at Sauget, Illinois.

For Purposes of this request,

1. The term "person" shall include any natural person, corporation, partnership, association, company, assumed name or other legal entity or description;
2. The term "waste" shall include but is not necessarily limited to any solid or liquid waste, incinerator residues, sludges, chemical or biological wastes or industrial or process generated wastes;

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3. The "Sauget Toxic Dump Site" or "Dump," or "Sites" means the Monsanto Company, W.G. Krummrich Industrial Waste Landfill and adjacent lands situated between said landfill and the Mississippi River more particularly described as that land composed of portions of the accretions to the Third Subdivision of the Cahokia Commons in U.S. Survey No. 739, St. Clair County, Illinois, and described as Beginning at the point of intersection of the southwestern line of vacated Riverview Avenue, 70 feet wide, as established by Ordinance No. 122 of the village of Monsanto, Illinois (now Sauget, Illinois) and vacated by Ordinance No. 436, with the northwestern line of the 230 k. v. Transmission Line Easement for Union Electric Power Company recorded in Book 1284, page 28, of the St. Clair County Recorder of Deeds' Office; thence running in a generally southwestwardly direction two bearings and distances for a total distance of 2011.08 feet along the northwestern line of said Union Electric Power Company easement to a point marked by a 2" diameter pipe; thence northwestwardly on a line parallel with the southwestern line of Riverview Avenue to the water's edge of the Mississippi River, as determined by the plat recorded in Book 2481, page 1899, of the St. Clair County Recorder of Deeds' Office; thence running generally northeastwardly along the water's edge of the Mississippi River to a point of intersection with the southwestern line of vacated Riverview Avenue (as extended to said water's edge); then southwestwardly on a line extended from and along the southwestern line of vacated Riverview Avenue to the point of beginning.)

REQUEST FOR INFORMATION

The request for information contained in this document pertains to the Sauget Toxic Dump at Sauget, Illinois. This request requires submission of any and all information you may have regarding the enumerated items and categories of information requested. Within 30 days following receipt of this request, Monsanto Chemical Corporation, by a responsible corporate official, shall provide the information requested below. Within five days of receipt of this request, Monsanto Chemical Corporation, by a responsible corporate official shall certify to the U.S. EPA and the Illinois EPA its intent to provide the information requested. The information to be provided is as follows:

1. A description of quantities of wastes, oils, sludges, caustics, acids or other materials deposited in the Dump, including,
 - a. Dates of deposit of wastes;
 - b. Volume of wastes deposited;
 - c. Facilities at which wastes were generated;
 - d. Description of the types of wastes deposited;
 - e. Results of all sampling or chemical analysis performed by you or communicated to you concerning the wastes deposited.
2. All reports, analyses, data relating to the character, nature or behavior of the wastes deposited at the dump, including but not limited to the following:
 - a. The May 1977 D'Appolonia Report describing a preliminary assessment of the landfill operated by Monsanto at the Krummrich Plant Site;
 - b. The data Monsanto supplied to D'Appolonia to prepare the preliminary assessment;

- c. All data obtained from chemical analysis of groundwater samples taken from the 19 monitoring wells installed by Layne-Western Drilling Company during the period from October 31 through December 1, 1977;
- d. The number of times these 19 wells were sampled from December 1977 to the present time and any analytical data derived therefrom;
- e. Any data obtained from chemical analysis of soil samples taken from the 20 test borings and 8 auger borings installed by Layne Western Drilling Company during the period from October 31 through December 1, 1977;
- f. The D'Appolonia Report which evaluated alternatives for closing, securing and monitoring the dump;
- g. Any and all Plans and Specifications for closing and capping the site.
- h. Any bore logs, well specifications, well locations and all data obtained from chemical analysis of soil and groundwater samples obtained by Monsanto prior to 1977 or due to Layne-Western Drilling Company activities during 1959 and 1968.
- i. Any information concerning the well specifications for the Ranney wells, their location and all data obtained from chemical analyses of groundwater samples taken from the Ranney wells. Also, the dates the Ranney wells were closed, the reasons for their closure and the techniques used to close the wells.

3. Copies of all contracts and agreements between Monsanto and D'Appolonia Consulting Engineers and Law Engineering Testing Co.

to drill monitoring wells, perform site borings or other analytical activities on or in the vicinity of the site, and a description and schedule of future such activities at the site.

a. All data obtained from chemical analysis of soil and groundwater samples taken by D'Appolonia and Law Engineering;

b. Any bore logs and locations and monitoring wells specifications from the D'Appolonia and Law Engineering study;

4. Any internal memoranda, analysis or recommendations for closure, monitoring or remedial action to secure and contain wastes at the site;

5. Any description of any site investigation or inspections of the dump by any subcontractor, agent, agency or employee at the site.

6. Information describing the analytical methodologies used in any analysis of data from the November 12, 1981 sampling by USEPA and IEPA.

The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. Should you so request, however, any information (other than public information) which the U.S. EPA or the Illinois EPA determines to constitute methods, processes of other business information entitled to protection as trade secrets will be maintained as confidential or a trade secret consistent with applicable State and Federal laws and regulations. A request for confidential treatment must specifically, identify which information is entitled to such protection and must be made when the information is provided, since any information not so identified will not be accorded this protection by either agency.

The written statement submitted pursuant to this request must be verified and returned under an authorized signature certifying that all statements contained therein are true and accurate to the best of the signatory's knowledge and belief. Should the signatory find at any time after submittal of the requested information that any portion of the submittal is false or incorrect, the signatory shall promptly notify, no later than five days after discovery, both the U.S. EPA and the Illinois EPA. Federal law provides penalties for issuing untrue statements to authorized Federal officers or interference with authorized Agency processes, see 18 U.S.C.1001 and 1505, and 42 U.S.C. 6928.

Each of the Agencies signing this request is acting only under those statutory authorities that apply to it. A challenge to the authority of either Agency to obtain any of the information requested shall not relieve the Monsanto Chemical Corporation of the duty to fully provide all information to the other Agency by the date requested. Either Agency may enforce their request in the appropriate court without the necessity of joining the other Agency as a party.

Please submit your certification of intent to provide the information and the information required within the designated time periods to the Director, Waste Management Division, U.S. Environmental Protection Agency,

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Region V, 111 W. Jackson Blvd., Chicago, Illinois 60604, ATTN: Remedial Response Branch; and to the Manager, Division of Land and Pollution Control, Illinois Environmental Protection Agency, 2200 Churchill, Springfield, Illinois 62706.

Signed this ____ day of ____, 1982.

Basil G. Constantelos, Director
Waste Management Division
U.S. Environmental Protection Agency

Signed this ____ day of ____, 1982.

Manager, Division of Land Pollution
Control, Illinois Environmental
Protection Agency

Signed this ____ day of ____, 1982

For the Illinois Attorney General

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